

Message Text

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53

ACTION AGR-20

INFO OCT-01 NEA-10 ADP-00 EB-11 L-03 CIAE-00 INR-10

NSAE-00 RSC-01 OPR-02 CPR-02 M-03 A-01 AID-20 IGA-02

TRSE-00 RSR-01 /087 W

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P 281316 Z JUN 73

FM AMEMBASSY TEHRAN

TO SECSTATE WASHDC PRIORITY 2920

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AGRICULTURE FOR SCHERTZ ERS

E. O. 11652: N/ A

TAGS: EAID, EAGR, IR

SUBJECT: REIMBURSABLE TECHNICAL SERVICES AGREEMENT

REF: A. TEHRAN 4118 B. STATE 120028 C. FASTO 68

1. AMBASSADOR WILL SIGN REIMBURSABLE TECHNICAL SERVICES AGREEMENT ON BEHALF USDA JUNE 30.
2. EMBASSY FORWARDING LETTER INDICATING MINAGR INTENT HIRE SIX USDA ADVISORS NAMED IN REF A. MINAGR ALSO SUPPLYING LETTER INDICATING ADVISORS WILL BE GRANTED SAME IMMUNITY FROM CLAIMS OF THIRD PARTIES AS IS GIVEN EMPLOYEES OF MINISTRY OF AGRICULTURE IN PERFORMANCE THEIR OFFICIAL DUTIES.
3. AGREEMENT HAS BEEN APPROVED BY COUNCIL OF MINISTERS FOR TWO YEAR PERIOD (INITIAL YEAR PLUS ONE YEAR EXTENSION). MINAGR SUCCEEDED IN INCORPORATING SECTION ON CUSTOMS DUTIES SET FORTH BELOW. QUOTE: 1. DUTY FREE IMPORTATION AND SHIPMENT OF PERSONAL EFFECTS AND PRIVATE VEHICLE. (UPON TERMINATION OF THE WORK ASSIGNMENT DUTY WILL BE CHARGED ON PERSONAL EFFECTS AND/ OR VEHICLES NOT REEXPORTED FROM IRAN.) THE MINISTRY, IN CASE OGR NEED, WILL PAY THE CUSTOMS DUTIES AND COMMERCIAL PROFITS TAX

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ON PERSONAL EFFECTS AND VEHICLES OF THE ADVISORS AND WILL BE RESPONSIBLE FOR THE CUSTOMS DUTIES AND OTHER CHARGES ON MATERIAL AND EQUIPMENT IN SUPPORT OF THE PROJECT. UNQUOTE WE BELIEVE THIS FORMULATION SATISFACTORILY RESOLVES CUSTOMS ISSUE. REVISED MOU BEING AIR POUCHED.

4. MINISTRY UNABLE INCLUDE QUOTE NEGLIGENT DEATH UNQUOTE INSURENCE COVERAGE PROVISION IN AGREEMENT, BUT HAS EXPRESSED WILLINGNESS PERMIT USDA SET FORTH TERMS OF COVERAGE IT DESIRES WITH INSURANCE COMPANY REFERRED BY ADVISORS AND TO PAY NECESSARY PREIMIUMS. WE THINK THIS REASONABLE APPROACH TO INSURANCE PROBLEM.

9; EMBASSY WILL NOTIFY GOI OF ARRIVAL IN IRAN OF USD ADVISORS IDENTIFYING THEM AS USG EMPLOYEES. AS SUCH THEY WOULD BE ENTITLED TO SAME IMMUNITY GRANTED EMBASSY STAFF AND TECHNICAL PERSONNEL. WE WILL CABLE SUGGESTED WORDING OF ADVISOR' S ORDERS.

6. EMBASSY WILL ASK MINAGR TO FORWARD FUNDS REQUESTED BY REFERENCE C. MINAGR HAS BUDGETED DOLLARS 641,000 FOR PERIOD MARCH 21, 1973 - MARCH 20, 1974 AND WILL ONLY BE PERMITTED TRANSFER FUNDS COVERING PERIOD OF THIS IRANIAN FISCAL YEAR. WE HAVE RECOMMENDED THAT MINAGR EMPLOYEE PROCEED WASHINGTON TO REVIEW FINANCIAL PROGRAM ESPECIALLY SINCE MINISTRY DESIRES MAKE USE OF SECTION VIII, B, OF AGREEMENT IN ORDER TO OBTAIN BETTER QUALITY LOCAL PERSONNEL AND FACILITIES BY AMERICAN ADVISORS. (GOVERNMENT RESTRICTIONS ON MINISTRY EXPENDITURES DO NOT ALLOW PAYMENT OF SALARIES HIGH ENOUGH TO ATTRACT FIRST RATE PERSONNEL AND/ OR THE RENTING OF BETTER QUALITY OFFICE SPACE.)
HELMS

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*** Current Classification *** LIMITED OFFICIAL USE

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